

Message Text

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INFO OCT-01 EUR-12 IO-13 ISO-00 EB-07 XMB-02 AID-05

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STATE/EUR/RPE/RBRESSLER (SUBS)

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R 281547Z JUL 76

FM SECSTATE WASHDC

TO USMISSION EC BRUSSELS

INFO AMEMBASSY ANKARA

AMCONSUL ISTANBUL

AMCONSUL AMSTERDAM

USDEL MTN GENEVA

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E.O. 11652: N/A

TAGS: EFIN, EEC

SUBJECT: EIB PROCUREMENT POLICY

REF: A) USEC A-46 FEBRUARY 4, 1976

--- B) ANKARA 2134 (NOTAL)

--- C) STATE 163812

--- D) ANKARA 5114 (NOTAL)

1. MISSION'S END-OF-YEAR ASSESSMENT OF EIB ACTIVITIES

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(REF A) STATED THAT EIB PROCUREMENT POLICY REQUIRES

INTERNATIONAL BIDDING ON ALL TENDERS OF PUBLIC PROJECTS WHICH EIB HELPS TO FINANCE. IT APPEARS, HOWEVER, THAT CURRENT EIB POLICY REQUIRES THAT TENDERS RESTRICT POTENTIAL SUPPLIERS TO FIRMS FROM EC MEMBER STATES.

2. IN REF B, EMBASSY ANKARA TRANSMITTED TENDER BY SOIL RECLAMATION DEPARTMENT OF GOT FOR CRAWLER TRACTORS, EXCAVATORS, ETC. TENDER SPECIFICALLY RESTRICTED BIDDING TO SUPPLIERS IN EC COUNTRIES. IN RESPONSE TO WASHINGTON INQUIRY (REF C) REGARDING REASON FOR THIS PROVISION, EMBASSY ANKARA NOTES (REF D) THAT MACHINERY IN TENDER FOR GEDIZ AGRICULTURAL REHABILITATION PROJECT BEING FINANCED BY EIB AND THAT GOT'S RESTRICTION ON LIMITING POTENTIAL SUPPLIERS TO EC COUNTRIES DUE TO EIB NOT GOT POLICY. EMBASSY ANKARA ALSO REPORTED A REQUIREMENT UNDER EIB

REGULATIONS FOR EC CERTIFICATE OF ORIGIN.

3. IN VIEW OF ABOVE, MISSION REQUESTED TO OBTAIN CLARIFICATION OF EIB PROCUREMENT POLICIES PARTICULARLY ON FOLLOWING POINTS: (A) DO EIB REGULATIONS REQUIRE THAT TENDERS FOR PROJECTS FINANCED BY EIB IN THIRD COUNTRIES RESTRICT POTENTIAL SUPPLIERS TO EC COUNTRIES? IF SO, IS CERTIFICATE OF ORIGIN FOR SUPPLIES REQUIRED? (B) ARE THERE ANY REGULATIONS RESTRICTING NON-EC SUPPLIERS FROM BIDDING OR PARTICIPATING IN EIB FINANCED PROJECTS WITHIN EC MEMBER STATES THEMSELVES? (C) IF SUCH RESTRICTIONS DO EXIST, ARE U.S. FIRMS STILL ABLE TO PARTICIPATE IN TENDERS BY SELLING THROUGH EC AGENTS OR FIRMS? (D) WE ASSUME THAT EUROPEAN SUBSIDIARIES OF U.S. FIRMS MAY BID ON TENDERS FOR EIB FINANCED PROJECTS ON SAME BASIS AS EC DOMESTIC FIRMS. IS THIS ASSUMPTION CORRECT?

4. WE WOULD ALSO APPRECIATE COPIES OF ANY EIB REGULATIONS DEALING WITH ABOVE QUESTIONS. KISSINGER

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